

BIG LOST RIVER IRRIGATION DISTRICT

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May 6, 2003

Karl J. Dreher

Idaho Department of Water Resources
1301 North Orchard St.
Boise, ID 83706

RECEIVED

MAY - 9 2003

Department of Water Resources

Tim Luke

Idaho Department of Water Resources
1301 North Orchard St.
Boise, ID 83706

Water District No. 34
Bob Duke, Water Master
P. O. Box 53
Mackay, Idaho 83251

Gentlemen:

The Board of Directors of the Big Lost River Irrigation District is sending you Notice that we expect our storage water rights to be protected by curtailing of all diversions junior to ours. As of April 30, 2003, the Reservoir has not filled. We are asserting that all water rights junior to ours above and below the reservoir will be curtailed until ours are completely satisfied.

The General Provision # 6 reads as follows: "The following surface water rights from the Big Lost River and its tributaries upstream of Mackay Reservoir shall be administered separately from all other non-storage, surface water rights downstream of Mackay Reservoir during two periods of time as follows:"

According to General Provision # 6 our water rights for storage are not administered separately from other upstream of the Mackay Reservoir surface water rights and are never subject to 6a, 6b, or 6c.

Respectfully Yours,



David Wanstrom, Chairman
Big Lost River Irrigation District Board of Directors